

ALLEGED SHIPMENT: Between the approximate dates of June 23 and October 2, 1947, from the State of Idaho into the States of Nevada and Oregon.

LABEL, IN PART: "Eddy's Pan Dandy White Bread * * * 1 Lb. [or "1½ Lbs.]," "Eddy's Potato Bread Net Weight 1 Lb. 8 Ozs.," "Eddy's Honey Curled Wheat Bread * * * Wt. 1 Lb.," or "Eddy's Raisin Bread 1 Lb."

NATURE OF CHARGE: Misbranding, Section 403 (a), the following statements on the labels of the white bread and potato bread, "One half pound of this bread supplies you with at least the following amount or percentages of your minimum daily requirement for these essential food substances: Thiamine (Vitamin B₁) 55%; riboflavin (Vitamin B₂) 17.5%; niacin (another 'B' Vitamin) 5 milligrams; iron 40%," were false and misleading, since one-half pound of the bread would provide less than 55 percent of the minimum daily requirements of thiamine and less than 5 milligrams of iron and (one lot of white bread and one lot of potato bread) less than 17.5 percent of the minimum daily requirements of riboflavin and less than 5 milligrams of niacin; and, Section 403 (e) (2), all of the bread failed to bear labels containing accurate statements of the quantity of the contents. (The loaves of bread weighed less than the labeled weight.)

DISPOSITION: September 7, 1948. Pleas of nolo contendere having been entered on behalf of the defendants, the corporation was fined \$230 and each individual defendant was fined \$10.

13518. Adulteration of cakes and sweet rolls. U. S. v. Monroe Bakery, Inc., and L. Gene Corley. Pleas of guilty. Individual defendant fined \$100; both defendants placed on probation for 5 years. (F. D. C. No. 24826. Sample Nos. 22810-K, 22811-K, 22815-K.)

INFORMATION FILED: July 19, 1948, Western District of Louisiana, against Monroe Bakery, Inc., Monroe, La., and L. Gene Corley, president and general manager.

ALLEGED SHIPMENT: On or about March 18, 1948, from the State of Louisiana into the State of Mississippi.

LABEL, IN PART: "Fine Cake 10¢," "Fine Sweet Rolls 15¢," and "Ideal Cake 25¢."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in part of filthy substances by reason of the presence of rodent hairs, larvae, feather barbules, a larva head, a vinegar fly, and an insect part; and, Section 402 (a) (4), the articles had been prepared and packed under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: October 5, 1948. Pleas of guilty having been entered, the court imposed a fine of \$100 against the individual defendant and placed each defendant on probation for 5 years.

13519. Adulteration of cakes and sweet rolls. U. S. v. Portsmouth Cake & Cookie Co. Plea of guilty. Fine, \$450. (F. D. C. No. 24552. Sample Nos. 2442-K, 19103-K, 19104-K.)

INFORMATION FILED: May 11, 1948, Southern District of Ohio, against the Portsmouth Cake & Cookie Co., a partnership, Portsmouth, Ohio.

ALLEGED SHIPMENT: On or about November 13 and 23, 1947, from the State of Ohio into the States of West Virginia and Kentucky.

LABEL, IN PART: "Ol' Home Devils Food Cake [or "Fruit Cake" or "Sweet Rolls"]."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in part of filthy substances by reason of the presence of insects, larvae, insect fragments, and rodent hair fragments; and, Section 402 (a) (4), they had been prepared and packed under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: May 28, 1948. A plea of guilty having been entered, the court imposed a fine of \$450.

13520. Adulteration of fruit cake. U. S. v. 50 Cases, etc. (F. D. C. No. 22208. Sample Nos. 54349-H, 54350-H.)

LABEL FILED: January 23, 1947, Middle District of North Carolina.

ALLEGED SHIPMENT: On or about September 11 and 23, 1946, by the Karl Baking Co., from Newark, N. J.

PRODUCT: 73 cases, each containing 24 1 $\frac{1}{4}$ -pound cans, of fruit cake at Troy, N. C.

LABEL, IN PART: "Dumbarton Oaks Rum and Brandy Fruit Cake."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of beetles, larvae, and insect fragments.

DISPOSITION: September 10, 1947. The Karl Baking Co. having appeared as claimant and denied the allegations of the libel, and an order having been subsequently entered at the request of the claimant allowing it to withdraw from the case without prejudice to itself, judgment of condemnation was entered and the product was ordered destroyed.

13521. Adulteration of cakes, cookies, and doughnuts. U. S. v. Illinois Doughnut & Cake Co. and Nicholas Thomas. Motion denied for dismissal of information. Pleas of guilty. Fine of \$500 and costs against company and fine of \$200 and costs against individual. (F. D. C. No. 22006. Sample Nos. 17032-H to 17035-H, incl., 17041-H to 17046-H, incl.)

INFORMATION FILED: April 2, 1947, Northern District of Illinois, against the Illinois Doughnut & Cake Co., a corporation, Chicago, Ill., and Nicholas Thomas, president.

ALLEGED SHIPMENT: On or about May 14 and September 3, 1946, from the State of Illinois into the State of Indiana.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in part of filthy substances by reason of the presence of rodent and cat hairs, hair resembling rodent and cat hair, insect parts, insect fragments, and moldy fruit tissue; and, Section 402 (a) (4), the articles had been prepared under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: June 25, 1948. A motion to dismiss the information having been denied, pleas of guilty were entered on behalf of the defendants. The court imposed a fine of \$500 and costs against the company and a fine of \$200 and costs against the individual.

13522. Adulteration of cookies. U. S. v. Midwest Biscuit Co., a corporation, and Richard H. Delaney and Robert Hartman. Pleas of guilty. Corporation fined \$60 and each individual defendant fined \$20. (F. D. C. No. 24512. Sample Nos. 20932-K, 24849-K.)

INFORMATION FILED: June 1, 1948, Southern District of Iowa, against the Midwest Biscuit Co., Burlington, Iowa, and Richard H. Delaney, vice president, and Robert Hartman, superintendent of the Burlington plant.

ALLEGED SHIPMENT: On or about October 14 and 20, 1947, from the State of Iowa into the State of Missouri.

LABEL, IN PART: "Excellent."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of insects, insect fragments, and rodent hairs; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: June 1, 1948. Pleas of guilty having been entered on behalf of the defendants, the corporation was fined \$60 and each individual defendant was fined \$20, plus costs.

13523. Adulteration of cookies. U. S. v. Dad's Cookie Co., Inc., and Jules Waskow. Pleas of nolo contendere. Defendants each fined \$120. (F. D. C. No. 24774. Sample Nos. 54933-H, 8758-K, 8760-K, 8771-K, 9792-K, 9795-K.)

INFORMATION FILED: May 27, 1948, District of New Jersey, against Dad's Cookie Co., Inc., Newark, N. J., and Jules Waskow, secretary-treasurer.

ALLEGED SHIPMENT: Between the approximate dates of March 15 and November 12, 1947, from the State of New Jersey into the States of Georgia and New York.

LABEL, IN PART: "A B C Chocolate Fudge Tarties [or "A B C Rum & Brandy Spice Drops," or "Scotch Oatmeal Cookies"] * * * Affiliated Bakers Company New York, N. Y."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of rodent hair fragments, insects, insect fragments, and larvae.

DISPOSITION: July 26, 1948. Pleas of nolo contendere having been entered, each defendant was fined \$120.